








Procedure file

Basic information		
CNS - Consultation procedure	2015/0812(CNS)	Awaiting final decision
Cooperation agreement between Eurojust and Montenegro		
Subject 6.40.03 Relations with South-East Europe and the Balkans 7.40.04 Judicial cooperation in criminal matters		
Geographical area Montenegro, from 06/2006		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Civil Liberties, Justice and Home Affairs	 GRIESBECK Nathalie	19/11/2015
		Shadow rapporteur	
		 ŠTĚTINA Jaromír	
		 KAUFMANN Sylvia-Yvonne	
Council of the European Union	Committee for opinion	Rapporteur for opinion	Appointed
	 Foreign Affairs	The committee decided not to give an opinion.	
	 Legal Affairs	The committee decided not to give an opinion.	
European Commission	Commission DG Migration and Home Affairs	Commissioner AVRAMOPOULOS Dimitris	

Key events			
01/10/2015	Legislative proposal published	11596/2015	Summary
14/10/2015	Committee referral announced in Parliament		
14/01/2016	Vote in committee		
19/01/2016	Committee report tabled for plenary, 1st reading/single reading	A8-0008/2016	Summary
02/02/2016	Results of vote in Parliament		

Technical information	
Procedure reference	2015/0812(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Other legal basis	Rules of Procedure EP 159
Stage reached in procedure	Awaiting final decision
Committee dossier	LIBE/8/04727

Documentation gateway					
Legislative proposal		11596/2015	01/10/2015	CSL	Summary
Committee draft report		PE571.795	19/11/2015	EP	
Committee report tabled for plenary, 1st reading/single reading		A8-0008/2016	19/01/2016	EP	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0029/2016	02/02/2016	EP	Summary

Cooperation agreement between Eurojust and Montenegro

PURPOSE: to approve the conclusion, by Eurojust, of the Agreement on Cooperation between Eurojust and Montenegro.

PROPOSED ACT: Council Implementing Decision.

ROLE OF THE EUROPEAN PARLIAMENT: the Council adopts the act after consulting the European Parliament but without being obliged to follow its opinion.

BACKGROUND: [Decision 2002/187/JHA](#) stipulates that Eurojust may conclude agreements with third States and organisations. Such agreements may, in particular, concern the exchange of information, including personal data, and the secondment of liaison officers or liaison magistrates to Eurojust. Such agreements may only be concluded after consultation by Eurojust with the Joint Supervisory Body concerning the provisions on data protection and after the approval by the Council.

In order to strengthen its capacity to work with Montenegro, Eurojust has negotiated an Agreement on Cooperation between Eurojust and Montenegro.

Montenegro has ratified the Council of Europe Convention and its Additional Protocol regarding supervisory authorities and transborder data. The Joint Supervisory Body of Eurojust gave a positive opinion on the provisions of the Agreement concerning data protection. The Agreement was approved by the College of Eurojust on 9 June 2015.

CONTENT: in accordance with the draft implementing Decision, Eurojust is hereby authorised to conclude the Agreement on Cooperation between Eurojust and Montenegro.

The Agreement contains provisions on the exchange of personal data.

Denmark, the United Kingdom and Ireland shall take part in the adoption and application of this Decision.

Cooperation agreement between Eurojust and Montenegro

The Committee on Civil Liberties, Justice and Home Affairs adopted, in the framework of a special legislative procedure (consultation of Parliament), the report by Nathalie GRIESBECK (ALDE, FR) on the draft Council implementing decision approving the conclusion by Eurojust of the Agreement on Cooperation between Eurojust and Montenegro.

The committee recommended that Parliament approve the Council draft agreement on cooperation between Eurojust and Montenegro with the aim of enhancing judicial cooperation in the fight against serious crime in particular organised crime and terrorism. The draft agreement contains provisions concerning the operational cooperation between Eurojust and Montenegro, such as the secondment of a liaison Prosecutor by Montenegro to Eurojust and the exchange of information including personal data.

The explanatory statement accompanying the report recalled that the Joint Supervisory Body of Eurojust (JSB) has approved the draft agreement and that all Eurojust amendments to the draft agreement have been taking into account (particularly on data protection).

Accordingly, the committee supports the conclusion of this cooperation agreement with Montenegro, since it would aid and reinforce the fight

against serious crime and would contribute to enhancing judicial co-operation, in particular in the field of organised crime and terrorism.

Cooperation agreement between Eurojust and Montenegro

The European Parliament adopted by 567 votes to 58, with 63 abstentions, a legislative resolution on the draft Council implementing decision approving the conclusion by Eurojust of the Agreement on Cooperation between Eurojust and Montenegro.

Parliament approved the Council draft in the framework of the consultation procedure.

To recall, this agreement aims to enhance judicial cooperation in the fight against serious crime in particular organised crime and terrorism. It contains provisions concerning the operational cooperation between Eurojust and Montenegro, such as the secondment of a liaison Prosecutor by Montenegro to Eurojust and the exchange of information including personal data. It seeks to aid and reinforce the fight against serious crime and would contribute to enhancing judicial co-operation, in particular in the field of organised crime and terrorism.